IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 798 OF 2003

IN

SUIT NO.266 OF 1999

Shamsuddin Sukarulla Sheikh & ors.. Plaintiffs

versus

Ajibunnisa Abdul Shakoor & ors .. Defendants

...

Mr. A.Verma i/b Mayur Narendra & Co for Plaintiffs

CORAM : D.G. KARNIK, J

DATED : 4th March, 2005.

P.C:-

1. Heard learned counsel for the plaintiffs. None present for the defendants. No affidavit in reply has been filed.

2. Learned counsel for the plaintiff does not press for reliefs in prayer clauses (a) (b) and (c) of the

motion and only prays for reliefs in terms of prayer (e).

3. By an ad interim order dated 28th June, 2001 passed in Notice of Motion No. 332 of 1999 parties have been directed to maintain status quo in respect of flat no.10. Learned counsel for the plaintiff states that order is still in force. Since no reply has been filed to the motion it would be appropriate to grant reliefs in terms of prayer clause (d). Motion is made absolute in terms of prayer (e).

D.G.KARNIK, J